

**LUMPKIN COUNTY  
BOARD OF COMMISSIONERS**

***Regular Meeting Agenda***

**Dahlonega City Hall  
465 Riley Road  
Dahlonega, Georgia**

**June 21, 2007  
7:00 P.M.**

**I. CALL TO ORDER**

Chairman Gooch

**II. INVOCATION**

Reverend Lance Fuller  
Friendship Baptist Church

**III. APPROVAL OF AGENDA**

**IV. APPROVAL OF MINUTES**

- May 17, 2007 Regular Meeting 7:00 pm.
- June 7, 2007 Public Hearing 8:30 a.m.
- June 7, 2007 Special Called Meeting 8:45 a.m.
- June 7, 2007 Work Session 9:00 a.m.
- June 12, 2007 Public Hearing 7:00 p.m.

**V. REPORTS**

- Department reports are on file in the Board of Commissioners Office
- Elected Officials

**VI. RESOLUTIONS**

- 2007-31 Subdivision Regulations Amendment
- 2007-32 Sign Ordinance Amendment
- 2007-33 Lumpkin County Department of Family & Children's Services Board
- 2007-34 Georgia Mountain Regional Development Center

**VII. CONTRACTS**

- Impact Fee Consulting Services – Ross+associates
- Captain McDonald Road
  - o Curb & Gutter – Ronald Fortner Trucking & Paving, Inc.
  - o Guardrail – Martin-Robbins Fence Co., Inc.
  - o Paving – Colditz Trucking, Inc.
- Frogtown Road
  - o Ronald Fortner Trucking & Paving, Inc.
- Yahoola Creek Ball Fields



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- Georgia Department of Corrections – FY08 Work Detail Contracts
- Banking Services Contract
- HV/AC Maintenance Contract
- ACCG-IRMA Loss Control & Safety Incentive Discount Program
- Anderson Computer & Network Services, Inc. – Sheriff's Dept. Computer Consulting Agreement

**VIII. OTHER ITEMS**

- Surface Water Complaint – Video Results
- Yahoola Creek Reservoir Property Study Committee – BOC Charge Recommendations
- Portion of Winters Mountain Road – Onetime Maintenance by County
- Public Hearing - 400 North Landfill (set date)

**IX. COMMENTS**

- COUNTY MANAGER
- CHAIRMAN
- COMMISSIONER
- COUNTY ATTORNEY
- PUBLIC

**X. ANNOUNCEMENTS**

- Future Meetings:
  - Appeal Hearing – City Hall Jul. 05, 2007 at 8:30 a.m.
  - Work Session – City Hall Jul. 05, 2007 at 9:00 a.m.
  - Board Meeting – City Hall Jul. 19, 2007 at 7:00 p.m.
  - Work Session – City Hall Aug. 02, 2007 at 9:00 a.m.
  - Board Meeting – City Hall Aug. 16, 2007 at 7:00 p.m.

**XI. ADJOURN**

Chairman Gooch



## MINUTES OF THE REGULAR MONTHLY MEETING OF THE LUMPKIN COUNTY BOARD OF COMMISSIONERS

June 21, 2007

### CALL TO ORDER

Chairman Gooch called the meeting to order at 7:05 p.m. in the Council Chamber of Dahlonega City Hall. Stephen Gooch, John Raber, Deborah Hutcheson, Clarence Stowers and Clarence Grindle were present.

### INVOCATION

Reverend Lance Fuller, Friendship Baptist Church gave the invocation, which was followed by the pledge of allegiance led by Chairman Gooch.

### APPROVAL OF AGENDA

*Motion: Commissioner Hutcheson made a motion to amend the agenda to include discussion of relocation of the ball fields at the front of the agenda. Motion failed for lack of a second.*

*Motion: Commissioner Stowers moved to approve the agenda. This motion was seconded by John Raber and approved by all district commissioners. Motion carried.*

### APPROVAL OF MINUTES

May 17, 2007 Regular Meeting 7:00 pm.

June 7, 2007 Public Hearing 8:30 a.m.

June 7, 2007 Special Called Meeting 8:45 a.m.

June 7, 2007 Regular Work Session 9:00 a.m.

June 12, 2007 Public Hearing 7:00 p.m.

*Motion: Commissioner Hutcheson made a motion to approve the minutes as written and presented. Clarence Grindle seconded this motion. John Raber, Deborah Hutcheson, Clarence Stowers and Clarence Grindle then approved the motion. Motion carried.*

### REPORTS

Department reports are on file in the Board of Commissioners Office  
Elected Officials

### RESOLUTIONS

#### 2007-31 Subdivision Regulations Amendment

This resolution would amend the Lumpkin County Subdivision Regulations. Commissioner Stowers said he thinks some more clarification is needed on this amendment. He stated that he wants to table this resolution and take the regulations once more to a work session.

*Motion: Commissioner Stowers moved to table the amendment, which was seconded by John Raber. All district commissioners approved the motion. Motion carried.*

#### 2007-32 Sign Ordinance Amendment

Chairman Gooch read the resolution to amend the Lumpkin County Sign Ordinance to provide for the installation and use of signs. Lumpkin County has received public and private comments, and has consulted with staff, and has discussed the matter in public work sessions. Lumpkin County desires to implement the changes proposed by the Planning Department.



***Motion:** Commissioner Stowers made a motion to approve this resolution. The motion was seconded by John Raber and approved by Commissioners Raber, Hutcheson, Stowers and Grindle. Motion carried.*

2007-33 Lumpkin County Department of Family & Children's Services Board

Chairman Gooch read the resolution appointing Ronald A. Fortner to the Lumpkin County Department of Family and Children's Services Board with a term ending June 30, 2011.

***Motion:** Commissioner Raber moved to approve this appointment, which was seconded by Clarence Stowers. All district commissioners approved the motion. Motion carried.*

2007-34 Georgia Mountains Regional Development Center

Chairman Gooch read the resolution appointing Deborah Hutcheson as County Representative to the Georgia Mountains Regional Development Center Board of Directors for a term ending June 30, 2008.

***Motion:** Commissioner Stowers made a motion to approve this appointment. The motion was seconded by Clarence Grindle and approved by John Raber, Clarence Stowers and Clarence Grindle. Commissioner Hutcheson abstained. Motion carried.*

**CONTRACTS**

Impact Fee Consulting Services – Ross+associates

This price is not for work to be done all in one year. The cost of Task 1 is \$22,000.00, with Task 2, 3 and 4 adjusted down for a total of \$55,000.00. Task 5 will remain as is in the contract for a grand total of \$61,000.00.

Bill Ross said the contract is written in such a way that if the board approves the contract they are only approving payment of Task 1. Commissioner Raber pointed out that only \$18,600.00 had been approved in the budget for this. Ross will not move beyond Task 1 until they receive authorization from the board.

***Motion:** Commissioner Raber moved to approve this full contract but authorizing only the expenditure of up to \$22,000.000 in this fiscal year. The motion was seconded by Clarence Stowers and approved by all district commissioners. Motion carried.*

Captain McDonald Road

Curb & Gutter – Ronald Fortner Trucking & Paving, Inc.

This contract includes all necessary labor and equipment for installation of curb and gutter on Captain McDonald Road.

Term: Within 14 days of issuance of Notice to Proceed

Amount: \$3,550.00 payable within 14 days of completion and approval by Public Works Director & GDOT.

Guardrail – Martin-Robbins Fence Co., Inc.

This contract is for all necessary labor and materials for the removal of approximately 80 ft of existing guardrail and the installation of approximately 84 ft of T-Beam Guardrail and accessories on Captain McDonald Road.

Term: Within 14 days of issuance of Notice to Proceed

Amount: \$6,200.00 payable within 14 days of completion and approval by Public Works Director & GDOT.

Paving – Colditz Trucking, Inc.

This contract is for all necessary materials and labor for the paving of Captain McDonald Road. All asphalt material and installation shall comply with the current Georgia Department of Transportation standard Specifications.

Term: Within 30 days of issuance of Notice to Proceed

Amount: \$43,460.34 payable within 14 days of completion and approval by Public Works Director & GDOT.



***Motion:** Commissioner Hutcheson made a motion to approve these three contracts, which was seconded by Clarence Grindle. John Raber, Deborah Hutcheson, Clarence Stowers and Clarence Grindle approved the motion. Motion carried.*

Frogtown Road

Ronald Fortner Trucking & Paving, Inc.

This contract is for all necessary labor and equipment for resurfacing approximately 1.5 miles of Frogtown Road. Asphalt will be supplied by Lumpkin County.

Term: Within 30 days of issuance of Notice to Proceed

Amount: \$24,000.00 payable within 10 days of completion and approval by Public Works Director

***Motion:** Commissioner Raber moved to approve this contract. The motion was seconded by Clarence Stowers and approved by all district commissioners. Motion carried.*

Yahoola Creek Ball Fields

This contract is for all necessary materials, labor and equipment for construction of three ball fields at Yahoola Creek Park.

Term: 7/01/07 – 10/01/07

Amount: \$998,950.00

***Motion:** Commissioner Stowers made a motion to approve this contract, which was seconded by Deborah Hutcheson. Commissioners Hutcheson, Stowers and Grindle approved the motion. Commissioner Raber opposed the motion. Motion carried.*

Commissioner Raber said he feels uneasy about spending this money at this time because the courthouse situation is up in the air still. He said he is opposed to voting on this contract at this time.

Georgia Department of Corrections – FY08 Work Detail Contracts

Work Detail #1 and Work Detail #2 – These agreements provide the County with work details with a maximum of five detainees and one full-time correctional officer per detail for labor on public works projects as described in the agreement.

Term: 7/01/07 – 6/30/08

Amount: \$37,500.00 per Work Detail

***Motion:** Commissioner Hutcheson moved to approve this contract. The motion was seconded by Clarence Grindle and approved by all district commissioners. Motion carried.*

Banking Services Contract

Finance Director Allison Martin gave several reasons why she recommends United Community Bank. The contract has not yet been written.

Term:

Amount:

***Motion:** Commissioner Raber made a motion to stay with United Community Bank. This motion was seconded by Deborah Hutcheson and approved by all district commissioners. Motion carried.*

HV/AC Maintenance Contract

Finance Director Allison Martin gave her reasons for recommending Southern Comfort. This contract has not yet been written.

Term:

Amount: \$7,900.00 annually, paid semi-annually



***Motion:** Commissioner Stowers moved to approve this contract, which was seconded by John Raber. All district commissioners approved the motion. Motion carried.*

ACCG-IRMA Loss Control & Safety Incentive Discount Program

This is the safety discount verification form that will allow us to apply for the October 1, 2007 – September 30, 2008 5% discount on our property and liability insurance premium.

***Motion:** Commissioner Hutcheson made a motion to approve this contract. Clarence Grindle seconded the motion. Commissioners Raber, Hutcheson, Stowers and Grindle approved the motion. Motion carried.*

Anderson Computer & Network Services, Inc.

Sheriff's Department Computer Consulting Agreement

This contract is for the same services provided under the contract with the County.

Term: 6/21/07 – 12/31/07

Amount: \$2,000.00 per month contracted

County Manager Kelley explained that the Sheriff's Department has had some computer problems and wants to enter into the same type contract the County has. Joey Anderson, Anderson Computer & Network Services, Inc. explained how the billing is done. He said that in the two years the County has had a contract with him that the County has never met the maximum hours. There has never been additional billing.

***Motion:** Commissioner Hutcheson moved to approve this contract. The motion was seconded by Clarence Grindle and approved by John Raber, Deborah Hutcheson, Clarence Stowers and Clarence Grindle. Motion carried.*

**OTHER ITEMS**

Surface Water Complaint – Video Results

Public Works Director Eddy Harris explained that Townley Construction did video the pipe and discovered blockage within the first eight feet within a drainage pipe. The water was still going through the pipe but more slowly. The blockage was removed. Commissioner Stowers said he thinks that removing the blockage should take care of the problem and thinks we should wait to see how the pipe now handles the water.

Mr. Darlow said that he feels the silt fence still needs to be removed as it has a hole in it that is causing ruts. He said there has not been enough rain to determine if removing the blockage has taken care of the problem. Planning Director Larry Reiter stated that the silt fence has served its purpose and needs to be removed.

Yahoola Creek Reservoir Property Study Committee – BOC Charge Recommendations

The Chairman recommended meeting with the appointed panel to have an open discussion to determine the best course for them to take. A meeting was tentatively set for Monday, July 9, 2007 at 6 p.m. in the courthouse conference room.

Portion of Winters Mountain Road – Onetime Maintenance by County

A citizen from this private road spoke about emergency access on the road. Commissioner Raber said he understands the health situation but has a concern about setting a precedent for others who are in need. The Chairman agreed. Commissioner Stowers will ask a contractor he knows who may donate a couple of hours to scrape the road. Commissioner Hutcheson said she wants to make sure this is done within the next thirty (30) days. The County Manager will inform 911 that in the event of an emergency only 4-wheel drive vehicles should respond.



Public Hearing – 400 North Landfill (set date)

Chairman Gooch said the county issued a permit to only operate an inert landfill at this site. Commissioner Stowers wants copies of permits e-mailed to him as soon as possible along with a copy of the contract with Mark Robinson for leasing the Lumpkin County Transfer Station. A hearing was set for July 26, 2007 at 7 p.m. in the Council Chamber of Dahlonega City Hall. Attorney Stroud Stacy is representing the 400 North Landfill.

**COMMENTS**

**COUNTY MANAGER**

The County Manager said the bids on the fire/rescue truck are way over the amount budgeted. He is requesting permission to reject them.

***Motion:** Commissioner Hutcheson moved to reject the fire/rescue truck bids, which was seconded by John Raber. All district commissioners approved this motion. Motion carried.*

**CHAIRMAN**

The Chairman announced the Tuesday, June 26, 2007 stream buffer meeting of the Department of Natural Resources Board in Atlanta. This meeting will be at the DNR Building.

**COMMISSIONER**

Commissioner Raber said we took \$1,000,000.00 from the courthouse for the new ball fields when we have not yet determined for certain where the courthouse will be. He said that he doesn't believe anyone before him in the room would have voted for the SPLOST if they knew that the courthouse would be placed on the current ball fields.

***Motion:** Commissioner Raber made a motion to rescind the action of March 15, 2007 to build the new courthouse on Riley Road. There was no second to the motion. The motion died.*

Commissioner Hutcheson said that she does not believe the Citizen Committee plans met the stipulations requested by the commissioners regarding cost, sensibility and suitability. Commissioner Raber said that the Clough Harbour & Associates LLP (CHA) proposal should not have included the three buildings on Courthouse Hill but only the courthouse. He said that it is the children who will be the losers on this because there will be a net loss on the number of ball fields.

Commissioner Stowers said he wanted verification from Rich Amadon, CHA that the board asked Amadon to look at Plan A and Plan B, which included all three buildings. He pointed out that Commissioner Hutcheson made that motion and Commissioner Raber seconded. Clarence Grindle said he has spoken with many citizens on this topic and wants everyone to know that he is doing his best.

Members of the public commented concerning the ball fields. Among these were J.B. Jones, Jim and Betty Smulian, Poole Gooch, Timmy Edwards, Sue Armstrong, and Greg Robinson.

***Motion:** Commissioner Stowers moved to keep the public swimming pool in its current location. The motion was seconded by Deborah Hutcheson and approved by all district commissioners. Motion carried.*

Some citizens expressed concern about their recently received tax assessments. The Chairman suggested they contact the Tax Assessors office to appeal their assessments.



**ADJOURN**

**Motion:** Commissioner Hutcheson made a motion to adjourn the meeting at 9:20 p.m. The motion was seconded by John Raber and approved by all district commissioners. Motion carried.

7/19/2007  
Date

Stephen W. Gooch  
Stephen W. Gooch, Chairman  
Lumpkin County Board of Commissioners

Attest:

Ruth A. Bohac  
Ruth A. Bohac  
Clerk, Lumpkin County